## CITY OF HORSESHOE BAY

## RESOLUTION NO. RES 14-04-15A

## CONDUCTING TWO PUBLIC HEARINGS DECLARING INTENT TO ANNEX 18 PROPERTIES INTO THE CITY LIMITS

AN RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS DECLARING THE INTENT OF THE CITY OF HORSESHOE BAY TO ANNEX INTO THE CITY LIMITS APPROXIMATELY 18 TRACTS OF PROPERTY IN THE CITY'S EXTRATERRITORIAL JURISDICTION AND TO EXTEND THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID PROPERTY; PROVIDING WRITTEN NOTICE TO THE PROPERTY OWNERS, SERVICE PROVIDERS, AND OWNERS OF RAILROAD RIGHT-OF-WAY, IF ANY, LOCATED IN SUCH TERRITORY, PROVIDING FOR TWO PUBLIC HEARINGS, DIRECTING THE CITY MANAGER TO PREPARE A SERVICE PLAN PROVIDING FOR FULL MUNICIPAL SERVICES TO THE AREA TO BE ANNEXED, AND DIRECTING THE CITY MANAGER TO OFFER TO MAKE A DEVELOPMENT AGREEMENT WITH CERTAIN **PROPERTY** OWNERS.

- **WHEREAS,** the City Council desires to manage growth and development in areas currently within the City's extraterritorial jurisdiction in accordance with adopted goals and standards; and
- **WHEREAS,** the property to be annexed consists of approximately 18 tracts, and which tracts are more fully described by the attached Exhibit "A," which is incorporated herein for all purposes; and

**WHEREAS**, the City is authorized by law to annex such areas.

## NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HORSESHOE BAY, TEXAS:

**SECTION 1.** Before the City institutes annexation proceedings, it shall provide written notice to each property owner in the area to be annexed, each public entity or private entity that provides services in the area to be annexed and to each railroad company which owns right-of-way in the area to be annexed, thirty (30) days prior to the date of the first public hearing.

**SECTION 2.** The City shall conduct two public hearings at which times persons interested in the annexation shall be given the opportunity to be heard. The first public hearing shall be conducted in the council chamber of City Hall of the City of Horseshoe Bay, on May 20, 2014, at 3:00 p.m. The second public hearing shall be conducted in the council chamber of City Hall of the City of Horseshoe Bay on June 10, 2014 at 3:00 p.m.

**SECTION 3.** Notice of these public hearings shall be published in the Horseshoe Bay Beacon on May 1, 2014 and May 29, 2014 and in The Highlander on May 2, 2014 and May 30, 2014. The notice will also be posted on the City's Internet website on May 1, 2014 and shall remain posted until the dates of the hearings.

**SECTION 4.** The City Manager or his designee shall prepare a Service Plan meeting the requirements of Section 43.065 of the Texas Local Government Code.

**SECTION 5.** The City Manager or his designee shall determine whether any of the following types of properties exist in the area to be annexed: (1) property appraised for ad valorem tax purposes as land for agricultural or wildlife management use under Subchapter C, or D, Chapter 23, Texas Tax Code; or (2) property appraised for ad valorem tax purposes as timber land under Subchapter E, Chapter 23, Texas Tax Code. In the event that any such property exists in the area to be annexed, the City Manager or his designee shall offer to make a development agreement with the property owner that meets the requirements of Section 43.035 of the Texas Local Government Code.

**ADOPTED AND APPROVED** on this 15<sup>th</sup> day of April 2014 by a vote of the City Council of the City of Horseshoe Bay, Texas.

	CITY OF HORSESHOE BAY, TEXAS
ATTEST:	/S/ Stephen T. Jordan, Mayor
/S/	
Teresa L. Moore, TRMC City Secretary	